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ATTORNEY DOCKET NO.: 051481-5077

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Frederic GAGNON ) Confirmation No: 5999  
Application No.: 09/986,758 ) Group Art Unit: 3753  
Filed: November 9, 2001 ) Examiner: Fox, J.  
For: DIFFUSER IN AN AIR MASS )  
FLOW CONTROLLER )

**MAIL STOP RCE**

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **Mail Stop RCE**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

☒ Previously submitted:

☒ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on **April 19, 2004**. (Any unentered amendment(s) referred to above will be entered).

☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

☐ Other \_\_\_\_\_.

☐ Enclosed:

☐ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

☐ Information Disclosure Statement with Form 1449 and seventy-eight cited references

☐ Other \_\_\_\_\_.

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1-WA/2208311.1

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- ☐ Other \_\_\_\_\_.

## 3. Fees Calculation

## (a) RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ \$770.00
- ☐ \$385.00 (for small entity)

## (b) Extension of Time

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

- ☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefore of \$ 0.00 is deducted from the total fee due for the total months of extension now requested.

Extension of time fee due with this request: **\$ 0.00**

If an additional extension of time is required, please consider this a Petition therefore.

- (c) Other \_\_\_\_\_.

**The total fee for this submission: \$ 770.00.**

4. Fee Payment

- ☐ Check in the amount of \$\_\_\_\_\_ filing fee is enclosed.
- ☒ The Director is hereby authorized to charge **\$770.00** for the RCE filing fee due) to our Deposit Account No. 50-0310.


5. Additional papers enclosed:

- ☐ Comments on Advisory Action that Accompany a Request for Continued Examination
- ☐ Preliminary Amendment
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By: \_\_\_\_\_



Scott J. Archell  
Reg. No. 35,035

Dated: June 21, 2004

**CUSTOMER NO. 009629**

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